JUL 2 5 2007



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors:

Joachim LOHR, et al.

Application No.:

10/583,671

Filed:

June 21, 2006

For:

QUALITY-OF-SERVICE (QOS) - AWARE SCHEDULING FOR UPLINK TRANSMISSION ON DEDICATED CHANNELS

## INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents Washington, DC 20231

Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the documents listed on the attached Form PTO 1449. Attached is an European Official Communicated dated March 9, 2007 and a Japanese Office Action dated March 20, 2007 with an English translation thereof. The citation of D13 in the Official Communication of the EPO does not properly identify the document the Examiner refers to, but as the Examiner enclosed all new cited documents to the Official Communication, the attached document ETSI TS 125.309 must correspond to D13. This document should correspond to 3GPP TS25.309.

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see <u>Beckman Instruments</u>, <u>Inc. v.</u> Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106. Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,

Date: July 25, 2007

James E. Ledbetter Registration No. 28,732

JEL/jpf

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EXAMINER: Initial if citation is considered, draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.